

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

XR COMMUNICATIONS, LLC, dba  
VIVATO TECHNOLOGIES,

Plaintiff,

v.

AT&T SERVICES INC.; AT&T MOBILITY  
LLC; and AT&T CORP.,

Defendants,

NOKIA OF AMERICA CORPORATION and  
ERICSSON INC.,

Intervenors.

Case No. 2:23-cv-00202-JRG-RSP  
(Lead Case)

**JURY TRIAL DEMANDED**

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**JOINT SECOND MOTION TO EXTEND DEADLINE  
TO FILE CERTAIN MOTION TO COMPEL**

Plaintiff XR Communications LLC dba Vivato Technologies (“Plaintiff”) and Defendants AT&T Corp., AT&T Mobility LLC, and AT&T Services, Inc. (AT&T”), Verizon Communications, Inc. and Cellco Partnership d/b/a Verizon Wireless (“Verizon”), T-Mobile USA, Inc. (“T-Mobile”), and Intervenors Ericsson Inc. (“Ericsson”) and Nokia of America Corporation (“Nokia”) (collectively, “Defendants/Intervenors”) (collectively “the Parties”) hereby jointly file this motion to extend the deadline to file, if necessary, Defendants’/Intervenors’ Motion To Compel Plaintiff To Produce Corporate Financial Information in the above-captioned, consolidated cases. The deadline to file motions to compel was April 4, 2025, Dkt. No. 143. The Parties requested and the Court granted an extension of the deadline with respect to this Motion to 5pm CT on Wednesday, April 9, 2025, Dkt. No. 148.

The Parties are continuing to meet and confer in an attempt to resolve this disputed issue, which arose at the end of the fact discovery period, with the intent of avoiding the need to file this Motion, and ask for an additional, one-day extension to Thursday, April 10, 2025, to 5pm CT.

This extension is not sought for purposes of delay, and the Parties do not anticipate this extension to affect any other deadlines in this case.

A proposed order is attached herewith.

Dated: April 9, 2025

Respectfully submitted,

/s/ Marc Fenster

Marc Fenster  
CA State Bar No. 181067  
Reza Mirzaie  
CA State Bar No. 246953  
James Pickens  
CA State Bar No. 307474  
Jonathan Ma  
CA State Bar No. 312773  
Christian W. Conkle  
CA State Bar No. 306374  
RUSS AUGUST & KABAT  
12424 Wilshire Blvd. 12th Floor  
Los Angeles, CA 90025  
Telephone: 310-826-7474  
[rak\\_vivato@raklaw.com](mailto:rak_vivato@raklaw.com)

Qi (Peter) Tong  
TX State Bar No. 24119042  
RUSS AUGUST & KABAT  
4925 Greenville Ave, Suite 200  
Dallas, TX 75206  
Telephone: 310-826-7474  
[rak\\_vivato@raklaw.com](mailto:rak_vivato@raklaw.com)

*Counsel for Plaintiff*

/s/ Matthew S. Yungwirth

Deron R. Dacus (TBN 00790553)  
[ddacus@dacusfirm.com](mailto:ddacus@dacusfirm.com)  
**THE DACUS FIRM, P.C.**  
821 ESE Loop 323  
Suite 430  
Tyler, Texas 75701  
Telephone: 903.705.1117  
Facsimile: 903.581.2543  
Email: [ddacus@dacusfirm.com](mailto:ddacus@dacusfirm.com)

Matthew S. Yungwirth  
Email: [msyungwirth@duanemorris.com](mailto:msyungwirth@duanemorris.com)  
John R. Gibson  
Email: [jrgibson@duanemorris.com](mailto:jrgibson@duanemorris.com)  
Alice E. Snedeker  
[aesnedeker@duanemorris.com](mailto:aesnedeker@duanemorris.com)  
**DUANE MORRIS LLP**  
1075 Peachtree Street NE, Suite 1700  
Atlanta, GA 30309  
Telephone: (404) 253-6900

Melissa R. Smith (TBN 24001351)  
**GILLAM & SMITH, LLP**  
303 South Washington Avenue  
Marshall, Texas 75670  
Telephone: (903) 934-8450  
Facsimile: (903) 934-9257

William A. Liddell  
[waliddell@duanemorris.com](mailto:waliddell@duanemorris.com)

**DUANE MORRIS LLP**

2801 Via Fortuna

Suite 200

Austin, Texas 78746-7567

Telephone: (512) 277-2272

Facsimile: (512) 227-2301

Tyler Marandola

tmarandola@duanemorris.com

**DUANE MORRIS LLP**

30 S. 17th Street

Philadelphia, PA 19103

Telephone: (215) 979-1000

Elissa Sanford

esanford@duanemorris.com

**DUANE MORRIS LLP**

901 New York Avenue NW

Suite 700 East

Washington, D.C. 20001-4795

Telephone: (202) 776-5231

*Counsel for Defendants/Intervenors*

**CERTIFICATE OF SERVICE**

The undersigned certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on April 9, 2025.

/s/ Matthew S. Yungwirth  
Matthew S. Yungwirth

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that counsel for the Parties met and conferred to discuss the substantive issue addressed in this Motion pursuant to Local Rule CV-7(h), including but not limited to a telephonic meet and confer between lead and local counsel for the parties. The Parties agree to the relief requested in this Motion.

/s/ Matthew S. Yungwirth  
Matthew S. Yungwirth